

Headquarters
U.S. Army Armor Center and Fort Knox
Fort Knox, Kentucky 40121-5000
29 March 2001

Personnel – General

SALE, POSSESSION, AND CONSUMPTION OF ALCOHOLIC BEVERAGES

Summary. Command leadership will promote responsible attitudes by those who drink and acceptance of those who do not drink. It is the responsibility of each individual, military, and civilian, to conform to Army standards of conduct and performance of duty.

Applicability. This regulation applies to all units reporting directly to this headquarters, staff offices and departments, and Fort Knox Partners in Excellence.

Suggested Improvements. The proponent of this regulation is the Directorate of Community and Family Activities. Users are invited to send suggested improvements on DA Form 2028 (Recommended Changes to Publications and Blank Forms) directly to CDR, USAARMC and Fort Knox, ATTN: ATZK-CFA-A, Fort Knox, Kentucky 40121-5000.

1. **Purpose.** To establish installation policies on responsible use of alcohol and the sale and possession of alcoholic beverages.

2. **References.**

a. AR 215-1, 25 October 1998, Morale, Welfare, and Recreation Activities, and Nonappropriated Fund Instrumentalities

b. AR 600-85, 3 November 1986, Alcohol and Drug Abuse Prevention and Control Program.

3. **Underage Drinking.** Commonwealth of Kentucky statutes prohibit persons under 21 years of age from purchasing, possessing, or consuming alcoholic beverages. On post, the first general officer in the chain of command may grant an exception to the policy against drinking under the age of 21 for soldiers. This authority is limited to closely supervised activities, such as traditional toasts on special occasions. This authority must be judiciously exercised.

4. **Drinking on Duty.** Soldiers and civilian employees are prohibited from being served or consuming alcoholic beverages while on duty. Between 0730 and 1630, Monday through Friday, alcohol servers on post will remind any patron in military uniform of this policy. The first general officer in the chain of command may grant exceptions to the policy against drinking on duty for all personnel for special occasions such as organizational days and holiday parties per AR 215-1, para 7-14h. In addition, although underage drinkers may, with permission, drink toasts, they cannot consume alcohol beverages (which include malt beverages) at activities such as organizational days or promotion parties. Intoxication, fighting, loud music, and other nuisance behavior will not be tolerated.

*This regulation supersedes Fort Knox Reg 600-6, 9 November 1999.

5. Drinking Areas.

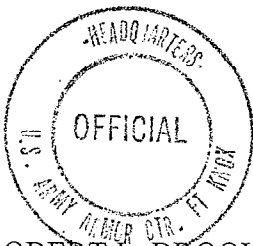
a. Off post, Kentucky State law (KRS 222.202) prohibits the consumption of alcoholic beverages in public places and private or public conveyances. Public places and private or public conveyances include, but are not limited to, bus depots, laundromats, public streets, parks, parking lots, automobiles (applies to both drivers and passengers), taxicabs, and busses. The prohibition does not apply to a public place with a license to sell alcohol by the drink.

b. On post, KRS 222.202 will be enforced by Military Police through the Assimilative Crimes Act, 18 USC 13. The consumption of alcoholic beverages in public places and private or public conveyances is prohibited unless it is a place authorized to sell alcohol by the drink, i.e., through a Morale, Welfare, and Recreation vendor, or the location of a special event specifically approved for alcohol consumption by the first general officer in the chain of command.

6. Other Conduct. Excessive use of alcohol by soldiers and civilian employees must be discouraged. Conduct which encourages consumption of alcohol, to include drinking contests, use of alcohol as an initiation, drinking as punishment, or the collection and stacking of alcohol containers by individuals in facilities which serve alcoholic beverages, is prohibited on post. Persons responsible for serving alcoholic beverages will be thoroughly familiar with this policy and will have a copy of this regulation posted where alcoholic beverages are served. A synopsis of alcohol-related offenses is enclosed.

7. Responsibilities/Penalties. The responsibility for enforcing this policy rests with commanders, leaders, and supervisors at all levels. These prohibitions apply to all soldiers and civilian employees at Fort Knox. Any violations of these provisions by DA personnel are punishable under the Uniform Code of Military Justice or the Civilian Personnel Regulations provided at appendix A.

FOR THE COMMANDER:



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A plus
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APPENDIX A

UNIFORM CODE OF MILITARY JUSTICE

Disobedience of General Order	Article 92	Maximum of dishonorable discharge, 2 years confinement, forfeiture of all pay and allowances.
Driving Under the Influence	Article 111	Maximum of dishonorable discharge, 18 months confinement, forfeiture of all pay and allowances.

CIVILIAN PERSONNEL REGULATIONS

Unauthorized possession or transfer of alcoholic beverages while on government premises or in a duty status	USAARMC Pam 690-5	Written reprimand to 5 days suspension (1 st offense); 5-14 day suspension (2d offense); 14 day suspension to removal (3d offense).
Unauthorized use of alcoholic beverages while on government premises or in a duty status	USAARMC Pam 690-5	Written reprimand to 14 day suspension (1 st offense); 14-30 day suspension (2d offense); 30 day suspension to removal (3d offense).
Reporting to work or being on duty under the influence of alcohol, a drug, or a controlled substance to a degree which would interfere with proper performance of duty, be a menace to safety, or be prejudicial to the maintenance of discipline	USAARMC Pam 690-5	Written reprimand to 30-day suspension. Removal to be warranted if safety of personnel or property is endangered (1 st offense); 14 day suspension to removal (2d offense); removal (3d offense).

UNITED STATES DISTRICT COURT

<u>CIVILIAN OFFENDERS</u>	<u>AUTHORITY</u>	<u>SANCTION</u>
Assimilative Crimes Act	18 United States Code (USC) 13	Allows Kentucky criminal statutes to be cited on Fort Knox.
Assisting a minor in purchasing or being served alcohol (knowingly and unknowingly)	Kentucky Revised Statutes (KRS) 244.085(3)	Up to \$250 fine.
Minor possession or purchase of alcohol	KRS 244.085(3)	Up to \$250 fine.
Knowingly selling, giving, purchasing, or procuring alcohol to or for a minor	KRS 530.070(1)(a)	Up to \$100,000 fine; up to 12 months in jail.
Alcohol intoxication in a public place	KRS222.202(1)	\$24-\$100 for 3d offense or subsequent offense within 12 months.
Drinking alcohol in a public place	KRS 222.202(2)	\$25-\$100 and 5-90 days in jail.
Public Intoxication (PI) (drugs only)	KRS 525-100	Up to \$5,000 fine; up to 90 days in jail.
Driving Under the Influence (DUI)	KRS 189A.010	Up to \$5,000 fine and 48 hours – 30 days in jail (1 st offense). Up to \$5,000 fine and 7 days – 6 months in jail (2d offense). Up to \$100,000 fine and 30 days – 12 months in jail (3d offense and up).